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GOVERNMENT GAZETTE

BOLETIM OFICIAL

GOVERNMENT OF INDIA

MINISTRY OF STEEL AND HEAVY INDUSTRIES

(Department of Iron and Steel)

New Delhi, the 8th October 1963

Notification

S.O./ESS.COMM/IRON and STEEL/AM(9). — In exercise of the power conferred by sub-section (2) section 5 of the Goa, Daman and Diu (Laws) Regulation, 1962, the Central Government hereby directs that the Iron and Steel (Control) Order, 1956, issued, under section 3 of the Essential Commodities Act, 1955 (10 of 1955), shall extend to and come into force in the Union Territory of Goa, Daman and Diu, with immediate effect.

G. RAMANATHAN

Deputy Secretary to the Government of India
(No. SC(A)-1(59)/62).

GOVERNMENT OF GOA, DAMAN AND DIU

Secretariat

ORDER

GAD/74/63/25053

Sanction is hereby accorded to the creation of following posts in the Court of Session of Goa, Daman and Diu:

Superintendent, } in the scale of Rs. 350-20-450-25-
Shirastedar. } 475 plus allowances at Central
Government rates.

One Stenographer (higher grade) in the scale of Rs. 210-10-290-15-320-EB-15-425 plus allowances at Central Government rates.

One Interpreter in the scale of Rs. 210-10-290-15-320-EB-15-425 plus allowances at Central Government rates.

Two clerks in the scale of Rs. 130-5-160-8-200-EB-8-256-EB-8-280-10-300 plus allowances at Central Government rates.

One Typist in the scale of Rs. 110-3-131-4-155-EB-4-175-5-180 plus allowances at Central Government rates.

One Havildar in the scale of Rs. 75-1-85-EB-2-95 plus allowances at Central Government rates.

One Peon in the scale of Rs. 70-1-80-EB-1-85 plus allowances at Central Government rates.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

P. J. Fernandes

Chief Secretary

Panjim, 5th November, 1963.

ORDER

GAD-74-63-/25075

In exercise of powers conferred by the Goa, Daman and Diu (Administration) Removal of Difficulties Order, 1962 and notwithstanding anything to the contrary contained in any law for the time being in force in this Territory, the Lieutenant Governor hereby orders that Order No. GAD/74/62/17288, dated the 14th November, 1962 published in the Government Gazette, no. 38, Series I, dated the 15th November, 1962 shall remain in force till the 15th May, 1964.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

P. J. Fernandes

Chief-Secretary

Panjim, 11th November, 1963.

ORDER

No. 11-1081/I/126

In order to cope with the increased work in the Directorate of Civil Supplies, the Director of Civil Supplies is authorised to fill up some of the existing vacancies in the Board of External Trade and the erstwhile Inspectorate of Economic Services with the following re-designations and approved pay scales:

(1) Two sub-agents in the scale of Rs. 290-15-320.

(2) One Steno-Typist in the scale of Rs. 130-5-160-8-200-EB-8-256-EB-8-280-10-300.

(3) Five peons in the scale of Rs. 80-1-85-2-95-EB-3-110.

The salary of the above mentioned staff will be paid by the Board of External Trade until further orders.

This issues with the concurrence of the Finance Secretary.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

A. F. Couto, Development Commissioner.

Panjim, 26th October, 1963.

Industries & Labour Department

LC/3/63/D/-28-10-63

In exercise of the powers conferred by section 29 of the Indian Trade Unions Act, 1926 (XVI of 1926), the Government of Goa, Daman and Diu hereby publishes the following draft regulations for general information. Any objections to these draft regulations, which should be addressed to the Labour Commissioner, Rua Cunha Rivara, Panjim on or before 15th February 1964 will be considered by the Government.

Goa, Daman and Diu Trade Unions Regulations, 1963

1. *Short title* — These regulations may be called the Goa, Daman and Diu Trade Unions Regulations 1963.

1A. *Extent* — They shall extend to Trade Unions whose objects are confined to the Union Territories of Goa, Daman and Diu.

2. *Definitions* — In these regulations —

- (a) «the Act» means the Indian Trade Unions Act, 1926;
- (b) «Form» means a form appended to these regulations;
- (c) «Section» means a section of the Indian Trade Union Act, 1926;
- (d) All other words and expressions used herein and not defined shall have the meaning respectively assigned to them under the Act.

3. *Form of application for registration* — Every application for registration of a Trade Union shall be made in Form A.

4. *Evidence to prove authority to make application* — Upon an application for the registration of a Trade Union, the Registrar may require from the applicants such evidence as may seem to him necessary to show that the applicants have been duly authorised to make the application on behalf of the Trade Union.

5. *Form of register* — The register of Trade Unions referred to in section 8 shall be maintained in Form B.

6. *Form of certificate* — The certificate of registration issued by the Registrar under section 9 shall be in Form C.

7. *Fee for registration* — The fee payable on registration of a Trade Union shall be as follows: —

Rs. 5 for a Trade Union with a membership of 1,000 or over.

Rs. 2 for a Trade Union with a membership of less than 1,000.

8. *Withdrawal or cancellation of certificate of registration* —

(1) *Form of application for withdrawal or cancellation* — Every application by a Trade Union for withdrawal or cancellation of its certificate of registration shall be sent to the Registrar in Form D.

(2) *Verification of application* — The Registrar on receiving an application for withdrawal or cancellation of registration shall, before granting the application, verify that the application was approved, in a general meeting of the Trade Union, or if it was not so approved, that it has the approval of a majority of the members of the Trade Union. For this purpose the Registrar may call for such further particulars as he may deem necessary and may examine any officer of the Union.

9. *Appeals* — Any appeal made under sub-section (1) of section 11 shall be filed within ninety days of the date on which the Registrar passed the order against which the appeal is made.

10. *Change of address of Head Office of a Trade Union* — Notice of any change in the address of the head office of a Trade Union shall be given to the Registrar in Form G.

11. *Alteration of rules* — (1) On receiving a copy of any alteration made in the rules of a Trade Union under sub-section (3) of section 28, the Registrar shall, unless he has reason to believe that the alteration has not been made in the manner provided by the rules of the Trade Union or unless the alteration is not in accordance with the provisions of the Act, register the alteration in a register to be maintained for this purpose and shall notify the fact that he has done so to the Secretary of the Trade Union.

(2) The fee payable for registration of alterations of rules shall be Re. 1 for each set or alterations made simultaneously.

12. *Change of name* — (1) The notice of any change of the name of a Trade Union shall be sent to the Registrar in Form E.

(2) When the Registrar registers a change of name under section 25 sub-section (3), he shall certify under his signature at the foot of the certificate issued under regulation 6 that the new name has been registered. The secretary shall present the certificate to the Registrar for making this entry.

13. *Amalgamation of Trade Unions* — Form of notice — Notice of every amalgamation shall be sent to the Registrar in duplicate in Form F.

14. *Dissolution of registered Trade Unions* — When a registered Trade Union is dissolved, notice of the dissolution shall be sent to the Registrar in Form H.

15. *Division of funds* — Where it is necessary for the Registrar under sub-section (2) of section 27, to distribute the funds of a registered Trade Union which has been dissolved, he shall divide the fund

among the members in proportion to the amounts contributed by them by way of subscription during their membership.

16. *Annual returns* — (1) The general statement to be furnished under section 28 shall be submitted to the Registrar by the 31st day of July in each year and shall be in Form I.

(2) For the purpose of satisfying himself that the information contained in the general statement furnished under sub-regulation (1) is correct, the Registrar may require any registered Trade Union to produce before him any documents or to furnish such information or may make or may authorize any person to make such investigation as he thinks necessary.

17. *Audit* — (1) Save as provided in sub-regulations (2), (3), (4) and (5) of this regulation the annual audit of the accounts of any registered Trade Union shall be conducted by an auditor authorized to audit the accounts of companies under sub-section (1) of section 144 of the Indian Companies Act, 1913.

(2) Where the membership of a registered Trade Union did not at any time during the year ending on the 31st March exceed 2,000, the annual audit of the accounts may be conducted —

- (a) by an examiner of local fund accounts, or
- (b) by any local fund auditor appointed by the Central Government, or
- (c) by any person who, having held an appointment under the Central Government in any audit or accounts department, is in receipt of a pension of not less than Rs. 200 per mensem.

(3) Where the membership of a registered Trade Union did not at any time during the year ending on the 31st day of March exceed 1,000, the annual audit of the accounts may be conducted —

- (a) by any two persons holding office as a magistrate or a judge or as a councillor of any municipality or member of a district local board, or of either Chamber of State or Central Legislature;
- (b) by any person who, having held an appointment under the Central Government in any audit or accounts department, is in receipt of a pension from the Central Government of not less than Rs. 75 a month; or
- (c) by any auditor appointed to conduct the audit of co-operative societies by the State Government or by the Registrar of Co-operative Societies or by any State co-operative organisation recognised by the State Government for this purpose.

(4) Where the membership of a registered Trade Union did not at any time during the year ending on the 31st March exceed 500, the annual audit of the accounts may be conducted by any two members of such registered Trade Union.

(5) Where the registered Trade Union is a federation of Trade Unions, and the number of such Unions affiliated to it at any time during the year ending on the 31st March did not exceed 50, 15 or 5 respectively, the audit of the accounts of the federation may be conducted as if it had not at any time during the year had a membership of more than 2,000, 1,000 or 500 respectively.

18. *Disqualification of auditors* — Notwithstanding anything contained in regulation 18, no person who at anytime during the year for which the accounts are to be audited was entrusted with any part of the funds or securities belonging to a registered Trade Union shall be eligible to audit the accounts of that Union.

19. The auditor or auditors appointed in accordance with these regulations shall be given access to all the books of the registered Trade Union concerned and shall verify the general statement submitted under section 28 with the accounts and vouchers relating thereto, and shall thereafter sign the auditor's declaration appended to Form I, indicating separately on that form under his signature of their signatures a statement showing in what respect he or they find the return to be incorrect, not supported by vouchers or not in accordance with the Act. The particulars given in the statement shall indicate —

- (a) every payment which appears to be unauthorised by the rules of the registered Trade Union concerned, or contrary to the provisions of the Act,
- (b) the amount of any deficit or loss which appears to have been incurred by the negligence or misconduct of any person,
- (c) the amount of any sum which ought to have been but is not brought to account by any person.

20. *Audit of political fund* — The audit of the political fund of a registered Trade Union shall be carried out along with the audit of the general account of the registered Trade Union by the same auditor or auditors.

21. *Inspection of register and documents* — (1) The register of Trade Unions maintained in accordance with regulation 5 shall be open to inspection by any person on payment of a fee of Nps. 50 only.

(2) Any documents in the possession of the Registrar received from a registered Trade Union may be inspected by any member of that Union on payment of a fee of Nps. 50 for each document inspected.

(3) Documents shall be open to inspection every day on which the office of the Registrar is open and within such hours as may be fixed for this purpose by the Registrar.

FORM A

Trade Unions Act, 1926

Application for Registration of Trade Unions

Name of Trade Union

Address:

Dated the day of 19 .

1. This application is made by the persons whose names are subscribed at the foot hereof.

2. The name under which it is proposed that the Trade Union on behalf of which this application is made shall be registered is ... as set forth in Rule No. ...

3. The address of the Head Office of the Union to which all communication and notices may be addressed is ...

4. The ... Union came into existence on the ... day of ... 19...

5. The Union is a union of employers/workers engaged in the ... industry/or ... profession/or ... (establishment), and has ... members.

6. The particulars required by section 5(1) (c) of the Indian Trade Unions Act, 1926, are given in Schedule I.

7. The particulars given in Schedule II show the provision made in the rules for the matters detailed in section 6 of the Indian Trade Unions Act, 1926.

FORM C

Trade Unions Act, 1926

Certificate of Registration of Trade Unions

Name of Trade Union
Registration Number

Office of the Registrar of Trade Unions
Goa, Daman and Diu, Panjim.

It is hereby certified that the

Union has been registered under the Indian Trade Union
Act, 1926, this day of 19 .

Seal

Registrar of Trade Unions
for Union Territories of
Goa, Daman and Diu
Panjim.

FORM D

Trade Unions Act, 1926

Request to withdraw or cancel Certificate of Registration.

Name of Trade Union —
Registration Number

(Address):

Dated the day of 19 .

To

The Registrar of Trade Unions
for the Union Territories of
Goa, Daman and Diu
Panjim.

The abovementioned Trade Union desires that its certi-
ficate of registration under the Trade Unions Act, 1926, may
be withdrawn (or cancelled) and at a general meeting* duly
held on the day of 19 it was resolved as follows:—

(Here give exact copy of Resolution)
(Signed)

* If not at a general meeting, state in what manner the request
has been determined upon.

FORM E

Trade Unions Act, 1926

Notice of Change of Name

Name of Trade Union already registered
Registration Number

(Address):

Dated this day of 19 .

To

The Registrar of Trade Unions
for the Union Territories of
Goa, Daman and Diu
Panjim.

Notice is hereby given that the provisions of section 23 of
the Trade Unions Act having been complied with the name
of the abovementioned Trade Union has been changed to

The consent of the members was obtained by*

(Signed) 1. Secretary
2. }
3. }
4. }
5. } Members.
6. }
7. }
8. }

* i. e., by referendum, resolution of a general meeting, etc. If
procedure followed is covered by rule, quote number of the rule.

FORM F

Trade Unions Act, 1926

Notice of Amalgamation of Trade Unions

A. Name of Registered Trade Union —
Number of Registration

B. Name of Registered Trade Union —
Number of Registration
(and so on if more than two).

(Address):

Dated the day of 19 .

To

The Registrar of Trade Unions
for the Union Territories
of Goa, Daman and Diu
Panjim.

Notice is hereby given that in accordance with the require-
ments of section 24 of the abovementioned Act the members
of each (or everyone) of the abovementioned Trade Unions
have resolved to become amalgamated together as one Trade
Union.

And that the following are the terms of the said amalga-
mation (state the terms).

And that it is intended that the Trade Union shall hence-
forth be called the

Accompanying this notice is a copy of the rules intended
to be henceforth adopted by the Amalgamated Trade Union
which are the rules (if so) of the Union.

(To be signed by seven members and the
Secretary of each Trade Union).

Name and address to	(Signed)	1.	Secretary.
which registered copy		2.	
is to be sent		3.	
		4.	
		5.	
		6.	
		7.	
		8.	Members

FORM G

Trade Unions Act, 1926

Notice of a change of address of the Head Office of a
Registered Trade Union

Name of Trade Union —
Registration Number

(Address):

Dated this day of 19 .

To

The Registrar of Trade Unions
for the Union Territories of
Goa, Daman and Diu Panjim.

Notice is hereby given that the Head Office of the above-
mentioned Trade Union has been removed from and is
now situated at in City (or town or district).

(Signed)
Secretary.

This part to be detached by the Registrar when the notice
is registered, and returned to the Head Office of the Re-
gister No. to City (or
town, district)

(Signed)

Seal

Registrar of Trade Unions
for the Union Territories of
Goa, Daman and Diu.

Income from miscellaneous sources (to be specified)	Expenses incurred under section 15(j) of the Indian Trade Unions Act, 1926 (to be specified)
	Other expenses (to be specified)
	Balance at end of year
Total	Total

Political Fund Account

Rs. a. p.	Rs. a. p.
Balance at beginning of year	Payments made on objects specified in section 16(2) of the Indian Trade Unions Act, 1926 (to be specified)...
Contributions, per member	Expenses of management (to be specified)
	Balance at end of year
Total	Total

Treasurer.

Auditors' Declaration

The undersigned, having had access to all the books and accounts of the ... Union, and having examined the foregoing statements and verified the same with the account vouchers relating thereto, now sign the same as found to be correct, duly vouchered and in accordance with the law, subject to the remarks, if any, appended hereto and also certify that the ... Union had properly maintained its membership register and its accounts and the members had paid their membership subscriptions to the ... Union as shown in the foregoing statement of the general fund account of the Union, subject to the remarks, if any, appended hereto.

Date ...

Auditor.

Auditor.

The following changes of officers have been made during the year:—

Officers relinquishing office

Name	Office	Date of relinquishing office

Officers appointed

Name	Date of birth	Private address	Personal occupations	Title of position held in Union	Date on which appointment in column 5 was taken up	Other offices held in addition to membership of executive with dates
1	2	3	4	5	6	7

Secretary.

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

V. V. Gokhale, Secretary, Industries and Labour Department.

Panjim, 26th October, 1963.

ORDER

Misc/15/1366

In exercise of the powers conferred by section 3 of the Essential Commodities Act 1955 (10 of 1955) read with the order of the Government of India in the Ministry of Food and Agriculture (Department of Food) No. G. S. R. 1152, dated the 28th June, 1963, and with the prior concurrence of the Central Government, the Government of Goa, Daman and Diu hereby makes the following Order to amend the Goa, Daman and Diu Khandsari and Gur Dealers Licensing Order 1963 namely:

1. This Order may be called the Goa, Daman and Diu Khandsari and Gur Dealers' Licensing (Amendment) Order 1963.

2. In the Goa, Daman and Diu Khandsari and Gur Dealers' Licensing Order under Clause 2 the following definitions of «Khandsari» and «Gur» are to be added:

- e) «Khandsari» means sugar in the manufacture of which neither a vacuum pan nor a vacuum evaporator is employed.
- f) «Gur» means the article commonly known as gur, gul, jaggery, palmyra jaggery, shakkar and rab and includes uncrystallised sugar in any other form comprising of original and convertible molasses and other impurities inherent or foreign, prepared by boiling cane or palmyra juice.

THE LIEUTENANT GOVERNOR
M. R. Sachdev

Panjim, 7th November, 1963.

ORDER

CEE/63

Whereas the cutting and clearing of trees falling along the E. H. T., H. T. and L. T. transmission and distribution lines being constructed in the Union Territory of Goa, Daman and Diu has become unavoidable and whereas undue delay would be caused if the existing procedure is followed for fixing the compensation for the trees to be cut.

Now therefore, in exercise of the powers conferred by the Goa, Daman and Diu (Administration) Removal of Difficulties Order, 1962 and notwithstanding anything contained in any law for the time being in force in this Territory, I hereby order that the following procedure shall be followed for the fixation of compensation to the owners of the trees to facilitate expeditious execution of the works of transmission lines by cutting and clearing trees falling along the route of the lines.

1. The trees to be cut and cleared shall be indicated by the Chief Electrical Engineer, Government of Goa, Daman and Diu or his representative on the spot.

2. The compensation to be paid to the owner of the trees shall be fixed jointly by the Forest Guard of the Forest Department, the «Regedor» of the Village and the party concerned or his representative in the presence of the Chief Electrical Engineer or his representative and the amount of compensation to be paid to the owner so fixed shall be final. In token

of acceptance of the valuation done as above, the party concerned or his representative shall give his written consent on the spot. In case no agreed decision is reached the compensation will be fixed by the «Administrador de Concelho» of the respective area and his decision shall be final.

3. Thereupon the Chief Electrical Engineer or his representative shall cause the trees to be cut.

4. The cut trees shall be removed by the party concerned or his representative for his own use within

a fortnight as the compensation fixed shall be inclusive of the cost of the cut trees.

5. On receipt of the valuation and acceptance papers concerned, the Chief Electrical Engineer or his representative shall take appropriate action for drawing and disbursing the amount of compensation fixed to the party concerned or his representative.

THE LIEUTENANT GOVERNOR

M. R. Sachdev

Panjim, 13th November, 1963.